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1 administrators in the Philadelphia office should have
2 been brought down to Delaware to help you out?

3 A. That could have been a fair team concept.

4 Q. Did you ever raise that as something that
5 should be considered?

6 A. To whom?

7 Q. To anybody.

8 A. As I stated before, Brendan Gilmore was not a
9 personality or a manager that you could approach on
10 those issues. It would had to have been his
11 originating idea to send the help. And as a woman and
12 an older woman, it wasn't a consideration of his to
13 give help to me in that office.

14 Q. Now, with respect to Brendan Gilmore from what
15 you said, from your answer you never brought it up to
16 him that maybe you can send somebody else from
17 Philadelphia to help me out. Is that right?

18 A. Repeat that, please.

19 Q. It sounds like from your statement that you
20 never asked Brendan to send some folks from
21 Philadelphia to help you out during that period.

22 A. I didn't ask him specifically, no.

23 Q. And you also said that as an older woman, and
24 I'm paraphrasing, that it would not have been

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1 something that Brendan would even have thought about
2 doing for you?

3 A. Yes.

4 Q. And why do you say that?

5 A. Because there were instances when Brendan
6 Gilmore would come to Delaware as a means of a respite
7 from his work in Philadelphia and be aware of what I
8 was responsible for and not compliment me or say
9 you're doing a fine job or we should get you some
10 help, Linda, in doing it. It was expected. It was
11 intimidated -- I'm sorry. It was intimated that I was
12 expected to take care of those responsibilities.

13 Q. Is it fair to say that he never said Linda,
14 because you're an older woman I'm not going to get you
15 any help?

16 A. He never used those exact words.

17 Q. Did he ever refer to you as old?

18 A. Not that I recall at this time.

19 Q. When he would come -- this is Brendan -- when
20 he would come to the Philadelphia office, would he
21 ever give you any advice on how to handle trust
22 accounts or how to handle your work?

23 A. I believe you said come to Philadelphia.

24 Q. I'm sorry. I meant Delaware.

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1 A. Would he ever give me advice on how to?
2 Q. How to handle your work.
3 A. I don't recollect at that time because my
4 understanding up until the last months of my employ
5 was that he was satisfied with the way that I was
6 conducting the performance of my work duties.

7 Q. So I guess prior to the meeting that you had
8 with him in April of '03 where he brought up
9 performance issues, you were unaware that he had
10 concerns about your performance?

11 A. Yes.

12 I mean, are you asking a question?

13 Q. Let me rephrase the question.

14 Did Brendan Gilmore ever raise to you that
15 he had problems with your performance prior to the
16 April 30th, '03 meeting?

17 A. I don't recall specifically at this time.

18 Q. You don't recall either way?

19 A. Either way? I don't understand what you mean
20 by "either way."

21 Q. When you say you don't recall at this time, it
22 could be construed as two different things, that he
23 could have and you just don't remember it sitting here
24 today or he didn't.

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1 A. To me personally I do not recollect him
2 criticizing me. I don't think it would have been
3 smart on his part to criticize the only person he was
4 relying on to help support that office.

5 Q. So to your knowledge he didn't, at least he
6 didn't criticize you to your face prior to April 30th?

7 A. To the best of my recollection.

8 Q. Do you know whether he was talking about your
9 performance to others?

10 A. He could have been. I have no way of knowing
11 that at this time.

12 Q. Now, when he came to the Delaware office did he
13 ever discuss client investments and decision-making
14 processes with you?

15 A. In what time frame are you referring to?

16 Q. At any point.

17 A. When our team was more fully staffed, there
18 wouldn't have been the occasion for him to at length
19 discuss those things with me. As the team diminished,
20 he would be forced to have communication in whatever
21 level that it required.

22 Q. So when it diminished, would that be at the
23 point where Kathleen left?

24 A. Diminished?

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1 Q. Yes. When you said when your team
2 diminished --

3 A. Yes.

4 Q. And my question was: Was that the time when
5 Kathleen left when you're saying when it diminished?
6 I was just trying to put a time period on it.

7 A. It would have been as Mr. Bell left, Martha
8 left, Linda left and it was reduced to William Becker,
9 Greg Landis and Kathleen and myself and when she left,
10 yes.

11 Q. So I guess there was a point in time so that
12 the team, the Delaware team consisted of Bill, Greg,
13 Kathleen and you?

14 A. Yes.

15 Q. And then when Kathleen left the team was Bill,
16 Greg, you?

17 A. Yes.

18 Q. And then when Maria came it was Bill, Greg, you
19 and Maria?

20 A. There was a transition time when Bill was
21 spending a great deal of his time in Philadelphia and
22 this was before Maria came on board and so at times it
23 might have just been Greg and myself there.

24 Q. Now, during the time frame beginning, say, in

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1 2002, I sort of want to go back to 2002, did you have
2 any conversations with Bill Becker about your
3 performance?

4 A. (Pause).

5 Q. Other than what's on your review.

6 A. Repeat your question.

7 Q. I want to get into discussions that you had
8 with Bill Becker and I want to take it after the
9 review.

10 A. After the review?

11 Q. Yes. After the review, which I think was in
12 February of '02, discussed the review, but going after
13 the review, did you ever have any occasions in which
14 Bill Becker discussed your performance with you? And
15 let's keep it within the year 2002.

16 A. Yes.

17 Q. Now, did Bill Becker ever express any
18 dissatisfaction with your performance in 2002?

19 A. To the best of my recollection in 2002, yes.

20 Q. And what did he say?

21 A. I don't recall exactly his words, but I
22 recollect if the review was in February of 2002 Bill
23 was already commuting and dividing his time between
24 Philadelphia and Delaware and I felt that around late

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1 fall and winter of 2002 he was sent as a messenger
2 from Brendan to tell me that I wasn't working
3 satisfactorily.

4 Q. Why did you think in late fall of 2002 that he
5 was sent as a messenger from Brendan?

6 A. Because Bill was still caring or overseeing
7 some trust accounts that were part of the Gilmore team
8 but taking on portfolios that would eventually lead
9 him into being his own team member and he intimated at
10 that time that Brendan was dissatisfied with my work.
11 And I was surprised to hear that because I was
12 carrying the burden of Bill's transitional work and I
13 hadn't heard from Brendan personally.

14 Q. Did he tell you any specifics of what Brendan
15 was dissatisfied with?

16 A. Not that I recall at this time.

17 Q. Did Bill ever tell you that he thought that you
18 weren't completing projects in a timely manner?

19 Q. Did Bill ever ask me -- I'm sorry. The
20 question?

21 Q. Did Bill ever tell you that he felt you weren't
22 completing projects in a timely manner?

23 A. I'm not sure.

24 Q. Bill Becker.

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1 A. Bill Becker? He may have. I'm not sure.

2 MR. LaROSA: Off the record.

3 (Discussion off the record.)

4 (A brief recess was taken.)

5 BY MS. WILSON:

6 Q. Ms. Blozis, I just want to return back to your
7 testimony concerning the April 30th meeting with
8 Gilmore.9 Do you feel that he used the profanity
10 because of your age?

11 A. I can't say at this time.

12 Q. What about your gender?

13 A. I can't say at this time.

14 Q. When you say you can't say at this time, what
15 do you mean by that?16 A. The best recollection of that date is that it
17 became on his part very heated. He became very
18 enraged and to my understanding it was unwarranted.
19 And any time that I tried to offer a professional
20 response to an accusation or a comment or a criticism,
21 he took the opportunity to intimidate or insult me
22 further and culminating in the use of profanity.
23 Whether it was his means of shock value to scare
24 tactics, as use of scare tactics to get me into

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1 submission, I can't say, but that would be my
2 explanation as to why I can't say. It was a very
3 horrible experience.

4 Q. After the meeting was over did you remain at
5 work?

6 A. Yes.

7 Q. You worked a full day?

8 A. I don't recall at this time. I think it was
9 the same day that I was so upset that I felt my blood
10 pressure had risen. I could feel the color rise in my
11 cheeks. I was crying at my desk and I don't recall if
12 that was the specific time that I had e-mailed Greg
13 that I was so upset I had to leave to compose myself
14 and that I would make up the time, which I did.

15 Q. I think I saw something, and maybe as we start
16 going through the files, where you had taken I think,
17 you left two hours early.

18 A. I recollect that was...

19 Q. Around the 2003 time frame you worked Monday
20 through Friday?

21 A. Yes.

22 Q. And did you have set times to be into work?

23 A. As I recall, Mellon instructed us to be there
24 from 8:00 to 5:00.

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1 I beg your pardon. 8:30 to 5:00.

2 Q. Was there a one-hour lunch break?

3 A. Yes.

4 MS. WILSON: If we could go off the record
5 for one second, please.

6 (Discussion off the record.)

7 (Blozis Deposition Exhibit No. 5 was
8 marked for identification.)

9 BY MS. WILSON:

10 Q. Ms. Blozis, I show you a document that's been
11 marked as Blozis 5, which is a redacted copy of a
12 series of e-mails. And I'll give you the clean copy
13 so that you can see what's been redacted there.

14 A. We're back on the record, I presume?

15 Q. We're back on the record.

16 A. Okay. (Reviewing document).

17 Yes. I understand what you have given me.

18 Q. Now, looking at it's a two-page document, P856
19 and P857, and looking down at the first e-mail
20 exchange from Bill Becker to you.

21 Do you see where I am?

22 A. Yes.

23 Q. Do you recall receiving this e-mail on or about
24 October 8, 2002?

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1 A. This e-mail would indicate that I did.

2 Q. And with respect to the e-mail, it's in
3 reference to a particular customer. Is that right?

4 A. Yes.

5 Q. And there's some question as to where certain
6 information is with respect to the customer?

7 A. Yes.

8 Q. Had you had some previous conversation with
9 Bill Becker about providing him information concerning
10 this particular customer?

11 A. I would like to reread this e-mail in full to
12 be able to answer that question.

13 Q. That's fine.

14 A. (Reviewing document) Your question again?

15 MS. WILSON: If you could read back that
16 question, please.

17 (The reporter read back the pending
18 question.)

19 BY MS. WILSON:

20 Q. Let me rephrase that question because after I
21 review the e-mail there are two customers that --

22 A. That are referred to.

23 Q. Exactly. Let's refer to the first customer as
24 Bill.

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1 A. All right.

2 Q. And the second customer as Naomi.

3 A. Yes.

4 Q. Had you had any conversations with Bill Becker
5 concerning providing information concerning Bill's
6 account, the customer Bill?

7 A. I recall that I did.

8 Q. And what was the nature of the conversation?

9 A. To the best of my recollection, I don't recall
10 if it was one conversation or many, but as I produced
11 this information, provided this information to the
12 defendants, it would indicate what I state in the
13 paragraph above, that I too had found the information
14 but that I felt very strongly it was officers', prior
15 officers' responsibilities, and I believe I named
16 them, who were unsuccessful in correcting the
17 situation; as I had earlier testified, that it seemed
18 the job had evolved to more and more investment
19 officer responsibility being placed or forced onto
20 portfolio administrators.

21 This, in essence, is proof that the
22 attempts were being made. Those decisions as far as
23 rectifying the client Bill's problem had been
24 blatantly ignored by previous trust officers, and

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1 they're named above and they're Mellon employees. I
2 don't believe them to be confidential. It's Bob
3 Chappelear, Clinton Pelfrey, Amy Simeone, Wanda
4 Caviness, Valerie Grimes, Paul Mulholland, and Martha
5 Fetters were unsuccessful in correcting that
6 situation.

7 Q. Martha is the same person you had referenced
8 that we have been talking about previously?

9 A. Yes.

10 Q. That's the same Martha?

11 A. Yes.

12 Q. If I understand your testimony, Ms. Blozis, it
13 is that you felt that previous portfolio officers
14 didn't address the issue and that it was then put on
15 your desk to do?

16 A. Yes.

17 Q. And did you feel it was your responsibility to
18 address the issues concerning Bill's account?

19 A. That who felt? Bill Becker?

20 Q. No. I'm sorry. Bill, the client?

21 A. No, that's not the case.

22 Q. I don't think you understood my question.

23 A. No.

24 Q. Looking at the bottom half of the e-mail from

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1 Bill Becker to you, he is asking for information
2 concerning the client Bill's account and is saying, "I
3 don't have it" or words to that effect.

4 As I understand your testimony, it's your
5 position that this information had been, well, that
6 the information should have been obtained earlier by
7 previous portfolio officers and that it shouldn't have
8 been left on your desk to complete. Is that your
9 testimony?

10 A. I don't think we're right on with this.

11 Q. Okay.

12 A. My understanding of the lower half of the
13 e-mail was that he was looking for 95 percent of the
14 cost basis to be reconstructed. Cost basing was
15 specific, was a specific responsibility of the
16 investment officer.

17 If you look at the third paragraph, the
18 last sentence down --

19 Q. "95 percent of what is needed"?

20 A. Right. That Bill Becker is saying that now
21 he's expecting a portfolio administrator to do that
22 type of work.

23 At the risk of sounding ignorant, that was
24 not the responsibility for liability purposes to put

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1 that job on a portfolio administrator. It was to be,
2 it was to have been completed by the investment
3 officer. And in the above e-mail I stated that the
4 opportunities existed for all those names listed to
5 have completed that, and it wasn't done. And I felt
6 that I was being unjustly singled out, blamed and held
7 responsible for the lack of performance by not only
8 Bill Becker himself but previous investment officers.

9 Q. Okay. And that is your response to Bill in the
10 top e-mail?

11 A. That is my response to Bill in the top e-mail.

12 Q. Now, did he agree with your assessment?

13 A. I don't recall at this time. I don't remember
14 any subsequent e-mails to that effect.

15 Q. Now looking at your e-mail on top as it relates
16 to the client Bill.

17 A. Yes.

18 Q. The second sentence of the first paragraph, "I
19 apologize for my own delay in completing it in a more
20 timely manner."

21 A. Yes.

22 Q. What did you feel that you hadn't completed in
23 a timely manner?

24 A. I don't recall at this time. I felt I always

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1 handled customer relations with the upmost of care,
2 but I also didn't know the extent of my liability and
3 responsibility and cost basing was not part of the
4 job. That was to be left to portfolio administrators.

5 Q. You say in the second paragraph of your e-mail
6 to Bill "I will make every attempt to contact those
7 Mellon people who can help me resolve this issue."

8 Do you see that?

9 A. Yes.

10 Q. Was it in terms of next steps you were going to
11 reach out to others to provide that cost basing?

12 A. To the best of my recollection, it would have
13 been my attempts to contact an officer who would have
14 performed the cost basing duties.

15 Q. And prior to receiving the October 8th e-mail
16 from Bill to you, had you reached out to other Mellon
17 people to do the cost basis analysis?

18 A. I don't recall at this time.

19 Q. Is it fair to say that you disagreed with Bill
20 Becker's assessment of your handling of the client
21 Bill's account?

22 A. Yes.

23 Q. Just going back to the April 30th meeting with
24 Gilmore, is it fair to say you disagreed with his

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1 assessment of your performance?

2 A. Yes.

3 Q. Now going down to looking first at Bill's
4 e-mail to you concerning another customer, Naomi.

5 A. Yes.

6 Q. Before getting down to where he talks about
7 Naomi but that sentence right before, "There are a few
8 other projects that I've given you that have yielded
9 similar results."

10 Do you see where I am?

11 A. Yes.

12 Q. Do you know what projects he was talking about?

13 A. I do not recall at this time.

14 Q. He goes on to talk about Naomi?

15 A. Yes.

16 Q. What was the issue with Naomi, the customer
17 Naomi's account?

18 A. What do you mean what was the issue?

19 Q. Well, was Bill claiming that you hadn't gotten
20 back to him in a timely fashion regarding an issue or
21 information that he needed concerning Naomi's account?

22 A. This sentence, that paragraph would indicate
23 that Bill thought I dropped the ball with Naomi.

24 What it doesn't state is how many times I

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1 personally drove out to visit her to try to elicit
2 information from her and she was uncooperative.

3 Q. Do you know what the particular concerns that
4 Bill had with you concerning the customer Naomi?

5 A. At this time I'm not sure. Bill was at this
6 juncture of October 8th very much involved in creating
7 another career as a team leader in Philadelphia and
8 was devoting less and less time, his time to the
9 Delaware office files, this Naomi being one of them
10 who had an unresolved issue from an investment
11 officer. I believe it got dumped on me and blamed on
12 me.

13 Q. Do you remember who the investment officer was?

14 A. It was Bill Becker.

15 Q. It looks like it had something to do with her
16 savings bonds that were worth, according to the e-mail
17 her savings bonds were worth over a million dollars.

18 A. I'm not sure about that.

19 Q. You're not sure what the issue was
20 specifically?

21 A. I'm not sure about the worth of a million
22 dollars.

23 Q. Oh, about the value of the savings bonds?

24 A. And if that was the entire issue.

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1 Q. It references on the second page, P857, the
2 mutual fund coding project. What was that?

3 A. (Pause).

4 Q. The second page. It's the first full sentence
5 on the second page.

6 A. I'm not sure I recall at this time.

7 Q. The mutual fund coding project?

8 You don't recall the mutual fund coding
9 project?

10 A. At this time the only recollection I have of
11 mutual fund coding was something that was done from
12 the analysts.

13 Q. Because it says, "The mutual fund coding
14 project has to be close to a year by now, and you've
15 not come to me to say that it is completed."

16 Was that a project that was given to you
17 to complete?

18 A. I don't recall at this time.

19 Q. You don't recall either way?

20 A. Either way what?

21 Q. Whether it was given to you to complete?

22 A. Either way.

23 Q. Do you know whether it was ever completed by
24 you?

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1 A. I can't say at this time because my
2 understanding of mutual fund coding is a job that
3 initially would be done by the investment analysts.

4 Q. So with respect to that particular reference in
5 the e-mail, you're not clear sitting here today what
6 that was?

7 A. That's correct.

8 Q. Looking at that second paragraph of his e-mail
9 where it says, second paragraph, second sentence,
10 "There needs to be improvement in completing these
11 tasks in a timely manner."

12 Do you see that?

13 A. No. I'm sorry. Where are you?

14 Q. On the second page. The second page, second
15 full paragraph, second sentence.

16 Do you see that?

17 A. I see that sentence.

18 Q. Had there been discussions with Bill Becker
19 before the receipt of the October 8th e-mail about
20 completion of projects in a timely manner?

21 A. I recollect we had discussed different projects
22 at different times.

23 Q. Prior to this time?

24 A. Yes.

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1 Q. That would be October. It goes on to say, "As
2 I've said for four years, you don't need my permission
3 to get your job done."

4 Did you and he have discussions about
5 getting your job done?

6 A. I recollect that there were discussions about
7 completing jobs and tasks.

8 Q. Looking down at the last paragraph, second
9 sentence where it says, "I hope the training Mellon is
10 offering"?

11 A. Yes. I see that sentence.

12 Q. What training?

13 A. I don't know what he's alluding to. There was
14 never really formal training.

15 Correction: Occasionally there might be a
16 seminar here or there, but to the best of my
17 recollection it was on-the-job training. It was find
18 out as you go along.

19 Q. Do you recall at any point, and I'm just not
20 limiting this question to 2002, but do you recall at
21 any point Cindy Chambliss coming down to the Delaware
22 office to assist you?

23 A. I recollect that -- I'm sorry. What time frame
24 did you give me?

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1 Q. Any time frame. I didn't limit it.

2 A. To the best of my recollection, Cindy came one
3 time and couldn't get the computer, couldn't log onto
4 the computer to be able to assist me.

5 Q. And she would come down. Do you know the
6 purpose of her coming down?

7 A. Do I know the purpose? Is that the question?
8 Do I know the purpose of her coming down?

9 Q. Yes.

10 A. To my recollection, it was to assist me in a
11 particular, perhaps a particular client project.

12 Q. Do you remember the time frame?

13 A. Time frame meaning?

14 Q. When she came down.

15 A. Not specifically, no, at this time.

16 Q. Did you ever go to Philadelphia to work with
17 Cindy or to train with Cindy on how to put certain
18 folders together, certain processes together?

19 A. I recall not fewer than one and not more than
20 maybe three occasions over the course of my being a
21 team member going for a half a day to Philadelphia and
22 working with her, but she was frequently involved in
23 responding to Brendan Gilmore's responses and could
24 not devote that entire time to instructing me.

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1 Q. Did someone tell you to go to Philadelphia to
2 work with Cindy?

3 A. They may have suggested it.

4 Q. Who would that have been?

5 A. To the best of my memory, it was either Brendan
6 or within the time frame of when Bill was
7 transitioning from the Delaware team to his own team
8 it may have been Bill Becker. I'm not sure which one
9 specifically.

10 Q. And would it have been Gilmore or Becker that
11 told her to come down to Delaware?

12 A. I have no way of knowing that for sure. It
13 would seem to follow.

14 Q. All right. Now, I gather that your October 9
15 e-mail is a response to Bill Becker's e-mail, his
16 October 8th e-mail to you?

17 A. That's correct.

18 Q. Do you recall whether there was any more
19 conversation, be it e-mail, oral, concerning this
20 particular matter with the Bill account with respect
21 to getting that cost basis done?

22 THE WITNESS: Please repeat that question.

23 (The reporter read back the last
24 question.)

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1 THE WITNESS: To the best of my
2 recollection, I don't believe there was any more
3 conversation or e-mails between Bill Becker and myself
4 regarding the Bill account.

5 BY MS. WILSON:

6 Q. Do you know whether that cost basis got done?

7 A. At this time I'm not sure.

8 Q. Was there any more discussion concerning the
9 Naomi customer matter?

10 A. As I recollect, I believe Naomi's account was
11 moved to an appropriate team for the size of her
12 account and, thinking back, I believe the Bill client
13 situation, the Bill client file was taken over by
14 another team. That's the best of my recollection.

15 Q. All right.

16 A. I think those files left our team.

17 Q. Okay. Do you know why the Bill file left your
18 team?

19 A. It was restructuring from above that various
20 accounts were reshuffled between teams.

21 Q. And the Naomi account, do you know why it was
22 moved?

23 A. I recollect the same reason.

24 Q. Was there any discussion that the Bill file and

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1 the Naomi file had to be moved because they weren't
2 being serviced properly?

3 A. No.

4 MS. WILSON: Mark this.

5 (Blozis Deposition Exhibit No. 6 was
6 marked for identification.)

7 BY MS. WILSON:

8 Q. Ms. Blozis, if you would look at what's been
9 marked as Blozis 6, please.

10 A. Yes. (Reviewing document).

11 I've read it.

12 Q. Have you seen what's been marked as Blozis 6
13 before today?

14 A. Yes.

15 Q. I gather you have seen the e-mail to you
16 from -- this is from Linda Blozis to Walter Peters?

17 A. It's my e-mail.

18 Q. Have you seen the handwritten pieces of it
19 before?

20 A. If I submitted it, then it was on the e-mails
21 that I submitted, I believe.

22 Q. Well, the handwritten meaning down at the
23 bottom "LB didn't try"?

24 A. I see where that is initialed by Bill Becker,

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1 yeah.

2 Q. But my question was: Have you seen this
3 document before with the handwriting on it at the
4 bottom?

5 A. I'm not sure at this time if I have.

6 Q. Now looking at your e-mail to Walter Peters.

7 A. Yes.

8 Q. Who is Walter Peters?

9 A. To my recollection, he was an analyst who would
10 have been applying tax costs to various CUSIP's of
11 different Dreyfus funds.

12 Q. Had he asked you for information, "he" meaning
13 Walter?

14 A. I don't recall that Walter asked me for
15 information.

16 Q. Did Bill Becker ever say to you that he was not
17 happy with how you had handled the matter with Walter
18 Peters?

19 A. Are you referring to the matter that this
20 e-mail references?

21 Q. Yes, I am.

22 A. I don't recall that Bill specifically pointed
23 out that particular client that is stated here. I
24 don't recall.

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1 Q. Looking at the handwriting that says, "Greg -
2 Here are numbers," it's right below the printing.

3 A. Yes.

4 Q. Is that your handwriting?

5 A. Yes. I believe. Yes.

6 Q. And just looking at what it says, are you
7 asking Greg -- and that's Greg Landis?

8 A. Yes.

9 Q. Are you asking him to do something with respect
10 to this account?

11 A. To my understanding, yes.

12 Q. Now, did Greg ever say to you that he didn't
13 feel that that was what you should be asking him to
14 do; that you should be doing it yourself?

15 A. I don't recall that at this time.

16 Q. Did Bill Becker ever say to you that he felt
17 that you had asked Greg to do something that you
18 yourself should have done?

19 A. I don't recall.

20 Q. Did Bill Becker ever say to you with respect to
21 this account that it should have been done earlier?

22 A. On this particular client account?

23 Q. Yes.

24 A. I don't recall that.

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1 Q. Do you recall having any discussions regarding
2 this particular client account with Bill Becker?

3 A. Yes.

4 Q. And what do you recall?

5 A. This particular client lived in Naples and I --

6 Q. Florida?

7 A. Yes. And to the best of my recollection, that
8 client had moved from Pennsylvania to Naples, Florida.
9 Hence, as a resident there myself, we struck up a
10 rapport. On one of my visits, I visited with the
11 client, something that's not typically done by a
12 portfolio administrator, had lunch with them, listened
13 to their feelings about the account, working on good
14 customer and client relations and knowing my limits
15 and liabilities of my job performance took back the
16 information to the investment officer and reported
17 back to Bill Becker on what the client had said at our
18 meeting.

19 Q. But in terms of any dissatisfaction that Bill
20 may have had with you concerning this particular
21 client, do you recall him expressing anything to you
22 personally?

23 A. No, I do not at this time.

24 Q. With respect to Blozis 6, looking down at the

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1 part of Blozis 6 that has Bill Becker's, the BB by it
2 and information, did you ever go back to him and say
3 you disagreed with his characterization?

4 A. I don't recall at this time if I did. It would
5 seem a likelihood because I felt I had a good client
6 relationship with this particular client.

7 Q. So it's likely that you went back to him and
8 said, "I don't agree with what you said about it"?

9 A. I'm not sure at this time. It could have been.

10 Q. Now, you said before that with respect to this
11 particular client had moved from Pennsylvania to
12 Naples, Florida and that you're also a resident of
13 Naples, Florida.

14 When did you first become a resident of
15 Naples, Florida?

16 A. Not until after, a full-time resident not until
17 after I was dismissed from Mellon.

18 Q. But with respect to this client, that was
19 before you were dismissed?

20 A. Yes. I owned a property there and I would
21 visit the property and take the opportunity to visit
22 the client if it was beneficial to Mellon.

23 Q. When did you first own the property in Naples?

24 A. 1988.

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1 Q. Did you live at that property?

2 A. No, not full time.

3 Q. Part time?

4 A. I lived in Delaware and worked at Mellon.

5 Q. Did you go, was that your summer place?

6 A. No. It was a rental property.

7 Q. When you went down to Naples did you stay at
8 that property?

9 A. When I could, when there weren't tenants...

10 Q. Tenants there?

11 A. Yes.

12 Q. When you were working with Bill Becker, did you
13 have to complete forms called the automated investment
14 review? Are you familiar with that term?

15 A. To the best of my recollection, I believe you
16 may be talking about...

17 Q. Go ahead. I'm just looking for it. Go ahead.

18 A. A trust investment review.

19 Q. It could be.

20 (Blozis Deposition Exhibit No. 7 was
21 marked for identification.)

22 BY MS. WILSON:

23 Q. Are you finished?

24 A. Yes. I'm sorry.

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1 Q. Mrs. Blozis, have you seen what's been marked
2 as Blozis 7 before today?

3 A. Yes. Well, to my recollection, this is
4 familiar with things that I would have seen.

5 Q. But in terms of whether you have seen this
6 particular one, you're not sure?

7 A. I'm not sure at this time if I have seen this
8 particular one.

9 The client name does sound familiar to me.

10 Q. And it's called an automated investment review
11 system?

12 A. Yes. I understand that.

13 Q. What is that?

14 A. These were periodic reports produced on each
15 and every client and their account. Some clients
16 having multiple clients as I recognize this name and
17 it would review basically the breakout of the
18 portfolio into categories of either the money market,
19 bond, stocks, the model mix, meaning whether it was
20 large, mid cap or small cap stock. And it was for the
21 investment officer to update that according to the
22 client's instructions or change of instructions
23 throughout the history of the account.

24 Q. Would you have anything to do with putting the

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1 information into the automated investment review
2 system?

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3 A. Ultimately it was for the investment officer to
4 finalize the input of information, as you say, into
5 the works. It was the portfolio administrator, the
6 assistant's job to compile information to present to
7 him to make ultimate decisions of reallocation.

8 Q. On the right-hand side with the handwriting,
9 have you seen that before today?

10 A. I'm not sure that I have.

11 Q. Where it says, "LB - Inconsistent with
12 holdings. Now in a model" and it looks to be MPAM
13 Funds"?

14 A. Yes.

15 Q. Did you have any conversations with Becker
16 concerning this particular account and there being an
17 inconsistency?

18 A. I don't recall at this time.

19 Q. Now, with respect to when it says, "Now in a
20 model and MPAM Funds," do you know what that means?

21 A. That's an acronym for Mellon Private Asset
22 Management Funds, MPAM Funds.

23 And your question was?

24 Q. Where it says, "Now in a model and," as you

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1 say, "MPAM Funds," do you know what that's referring
2 to?

3 A. I have a recollection, yes.

4 Q. What's your recollection?

5 A. Mellon had various portfolio models that they
6 would oftentimes gear certain size relationships into
7 instead of a myriad upon thousands and thousands.

8 There were multiple accounts that fit certain model
9 portfolios.

10 And I would suspect that Becker is saying
11 this account was now in a model and holding Mellon
12 Private Asset Management Funds. I don't know, I don't
13 recollect at this time why, if he wrote this note why
14 he would have written this note.

15 Q. As you sit here today, you don't remember
16 having any conversations with him about this
17 particular fund and whether there was an inconsistency
18 with respect to holdings?

19 A. I can't say at this time not having more
20 information on this particular client.

21 Q. Do you recall having any conversations with
22 Becker, and not specific as to this client that we're
23 looking at, but any conversations with Becker
24 concerning inaccurate information on the automated

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1 investment review system?

2 A. Did I have conversations with Bill on any
3 client?

4 Q. Let me rephrase that for you to make it easier.

5 Did Bill Becker ever say to you that you
6 had provided inaccurate, incomplete, wrong information
7 as it related to information on the automated
8 investment review system reports?

9 A. That's a broad question. I don't recall him
10 criticizing my providing information because
11 information was derived from systems that were
12 available to me. So I don't understand how you're
13 saying did he -- did we have conversations about wrong
14 information provided?

15 You could punch in a client's name and get
16 information. You could punch in a model request and
17 get that information. So it's broad. I don't quite
18 understand.

19 Q. Let me see if I have a better example.

20 (Blozis Deposition Exhibit No. 8 was
21 marked for identification.)

22 THE WITNESS: Are you waiting for me to
23 say I see this?

24 BY MS. WILSON:

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1 Q. Yes.

2 A. I see this.

3 Q. Have you seen Blozis 8 before today?

4 A. This looks consistent with the automated
5 investment review system sheets that I would have seen
6 many. I can't say specifically at this time that I
7 have seen the one that's referring to this particular
8 client.9 Q. It says, "Recode to '5'" on the right-hand
10 side?

11 A. Yes.

12 Q. "Balance Growth/Income"?

13 A. Yes.

14 Q. Do you know what that refers to?

15 A. It would have been to the best of my
16 recollection Bill Becker's instruction that upon
17 seeing this review to change the status of this
18 account to a coding of 5 in a mix of balanced growth
19 and income.20 Q. Looking at the investment objective and it says
21 investment objective 007 growth, would that be where
22 you would recode it?

23 A. Yes. I'm thinking about this.

24 MR. LaROSA: Take your time.

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1 A. To the best of my recollection, yes, that would
2 be where it would be changed.

3 Q. But in terms of Blozis 8, I believe it's your
4 testimony that sitting here today you don't have a
5 specific recollection of this document?

6 A. Specifically seeing this? When you manage,
7 when you're responsible for over or between three and
8 500 accounts and that at the end of my employ accounts
9 were in a state of flux going back and forth between
10 teams, this specific document I can't perfectly say
11 that these were instructions that Bill gave to me
12 personally.

13 Q. All right. In terms of the investment
14 objective changing and recoding it to another number,
15 would that have been something that was your
16 responsibility to do on your own?

17 A. I don't recall at that time if the assistants
18 could recode, take it to a completion. To the best of
19 my recollection, we could have punched in the code,
20 but it was the investment officer's responsibility to,
21 in essence, throw the switch because that was the
22 finalization of the investment officer's review.

23 We could do the numbers, but the decision-
24 making was not left to the assistants.

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1 Q. So if I understand you correctly, Ms. Blozis,
2 the final determination of whether something should be
3 recoded or not was not left to the portfolio
4 administrators to do?

5 A. The assistants. The assistants. The portfolio
6 administrating assistants, not to be confused with the
7 name of portfolio administrator which was given to
8 trust officers at some point in time.

9 Yes, you're correct in assuming that the
10 decision to change the coding was not left up to
11 either an investment assistant, portfolio assistant or
12 a trust assistant.

13 Q. Did Mr. Becker ever say to you that he wanted
14 you to be in a position to analyze data on the
15 automated investment review system and recode, give
16 him suggestions to recode, if necessary?

17 A. I recollect that there may have been
18 discussions about the job evolving. I'm not sure at
19 this time.

20 Q. During the time that you were working with
21 Mr. Becker do you remember doing any recoding on your
22 own?

23 A. Recoding? We're talking about decision-making.
24 I could never do a decision, I never did

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1 decision-making on my own. The investment officer
2 always had to direct or instruct the assistants to do
3 that.

4 Q. By that recoding would never be something you
5 would say, for example, I'm looking at this; I think
6 it should be recoded to a different number; I'm going
7 to do it? That would not be something that you would
8 just do on your own?

9 A. If I understand you correctly, it would never
10 be something I would just -- the capability wasn't
11 there for an assistant to recode. It always -- there
12 was a system of checks and balances whereby investment
13 officers were responsible for the ultimate decisions
14 on the accounts.

15 Q. With respect to the automated investment review
16 system sheets, did Mr. Becker want you to provide any
17 analysis to him concerning the information that you
18 were pulling?

19 A. I don't recall specifically at this time that
20 he did.

21 Q. Looking down, for example, on Blozis 8 under
22 the title Investment Policy, there's an 026 written
23 there.

24 Do you know what that means?

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1 A. At this time I don't recall those numbers, what
2 they mean.

3 Q. As well as 025 you don't recall?

4 A. I do not recall at this time.

5 Q. And Dreyfus it looks like NJ muni fund sold.

6 Do you know what that means?

7 A. As I recall, it would mean that Dreyfus New
8 Jersey municipal fund was sold out of this account.

9 Q. So that should just be notes concerning the
10 account?

11 A. And those notes would have been written by Bill
12 Becker if, in fact, he signed.

13 Q. It would not be written by you?

14 A. No. Oh, no. That's not my handwriting.

15 Q. While you were employed and working with Bill
16 were you given a project of completing the security
17 list of holders?

18 A. Could you be more specific?

19 Q. Have you heard of the term security list of
20 holders?

21 A. At this time it sounds vaguely familiar. I'm
22 not sure.

23 Q. You're not sure.

24 (Blozis Deposition Exhibit No. 9 was

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1 marked for identification.)

2 MR. LaROSA: Are all of these copies
3 redacted or was there an unredacted version of this?4 MS. WILSON: The unredacted has the top
5 four, five taken out. I think what you're seeing
6 there is probably not redacted but probably
7 highlighted.

8 MR. LaROSA: Okay. Okay.

9 THE WITNESS: I've looked at these.

10 BY MS. WILSON:

11 Q. When I was referring to the security list of
12 holders, I was referring to what that says, what
13 Blozis 9 says at the top.14 A. There's several things written there. What are
15 you referring to?

16 Q. Right here (indicating).

17 A. The security list of holders? I see this
18 sheet, yes.19 Q. Is that the name of this sheet or it has
20 another name?21 A. I wouldn't know if it has another name. It's
22 what it says at the top of this sheet.

23 Q. Have you seen Blozis 9 before?

24 A. I'm not sure at this time. I recognize some

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1 accounts that were at one time on the Delaware team on
2 this sheet that aren't darkened out.

3 Q. And were you at any point asked to put this
4 particular sheet together?

5 A. I don't recall that, I was asked to put a sheet
6 together.

7 Q. Looking at the right-hand side handwriting,
8 have you seen that before today?

9 A. I don't recall at this time.

10 Q. Do you recall whether there were any
11 discussions with Becker about putting information
12 together for I guess the security list of holders?

13 A. I don't recall specific discussions.

14 Q. During the time that you were working with
15 Mr. Becker did he ever complain to you that you had
16 put wrong information on asset allocation risk profile
17 questionnaires?

18 A. Not to my recollection.

19 Q. You're familiar with the asset allocation risk
20 profile questionnaires?

21 A. I vaguely remember those, yes.

22 Q. Would those questionnaires have been something
23 that you would have pulled?

24 A. They were, they were periodic reviews of...

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1 Q. Go ahead. I'm listening.

2 A. I'm thinking.

3 Periodic reviews of clients' portfolios.

4 (Blozis Deposition Exhibit No. 10 was

5 marked for identification.)

6 THE WITNESS: I've seen Exhibit 10.

7 BY MS. WILSON:

8 Q. Now, you have seen it before today?

9 A. I don't recollect specifically at this time.

10 Q. Is your handwriting on any portion of Blozis
11 10?

12 A. The numbering looks similar to my handwriting.
13 I don't see my initials on this page anywhere though.

14 Q. The asset allocation risk profile
15 questionnaire, could you tell me for what purpose you
16 would provide this information?

17 A. As I said, these were periodic reviews of
18 clients' portfolios, their asset allocation.

19 Q. When you say, "periodic," it would be something
20 that you would do on some sort of regular basis for
21 all of the clients?

22 A. Yes.

23 Q. And would Becker ask you to do it on specific
24 clients at a specific time?

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1 A. He wouldn't ask.

2 Q. It would be something that was on your agenda
3 to do?

4 A. These would be automatically produced by the
5 company.

6 Q. When you say, "automatically produced," what do
7 you mean?

8 A. They would come up on a regular schedule of
9 frequency for review based on the size or the holdings
10 in the account.

11 Q. So the frequency of the review was something
12 that was prompted by the company?

13 A. Yes.

14 Q. And then when it came up for time of review,
15 then you would run the questionnaire?

16 A. Yes. Or something that Mellon referred to
17 either as a PORCH or a listing of the holdings.

18 Q. I have heard the term PORCH before. P-O-R-C-H?

19 A. Yes.

20 Q. What is that?

21 A. It's a compilation that Mellon had, to the best
22 of my recollection that Mellon had of all the assets
23 held within a particular account and to the best of my
24 recollection how those holdings fared between reviews.

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1 Q. If I'm understanding the process, with respect
2 to the accounts that you were assigned to when it came
3 time to do the questionnaire as dictated by Mellon's
4 policy you would fill in the information?

5 A. More exact, I would check the previous review.
6 This sheet would be handed to an investment assistant
7 blank. The investment assistant would then or at
8 least I would fill in numbers based on the previous
9 review. And it would be for the investment officer --
10 looking at this account, it's a \$5 million account.
11 That definitely is something that the decision-making
12 process was going to be done by Mr. Becker.

13 Q. Because of the amount of the account?

14 A. Absolutely.

15 Q. When you say because of the size of the account
16 it's definitely something Becker would have to review,
17 was there any amount that didn't have to be reviewed
18 by him?

19 A. No. The investment officer always had to look
20 at the reviews, always had to review the allocation
profile.

22 Q. Okay. And --

23 A. I referenced this because of the importance of
24 the size of this account. It should be more carefully

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1 looked at by the investment officer.

2 Q. Meaning the information that you provided?

3 A. What information are you referring to?

4 Q. The numbers.

5 A. The numbers that would have come from
6 information gathered by me and put onto a risk profile
7 questionnaire.

8 Q. And looking at the numbers on the right-hand
9 side where there's 2's and then there's the total down
10 there, do you see where I am?

11 A. Yes.

12 Q. Did you put in the 2's and the total?

13 A. This could have been -- I have no way of
14 knowing for sure that this is --

15 Q. What you did?

16 A. -- what I did. It's not initialed. But it
17 would seem consistent that an assistant, a portfolio
18 assistant would list numbers, maybe taken from a
19 previous review and what it was prior to a change in
20 the market, and the officer would go and subsequently
21 reallocate or consistently stay with a preceding
22 review.

23 Q. Ms. Blozis, you referred to portfolio
24 assistant. Is that different from portfolio

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1 administrator?

2 A. Titles in Mellon seemed to be changing every
3 other month. A portfolio administrator to the best of
4 my recollection was synonymous with an assistant. I
5 can't recall at this time what the trust officers were
6 called when I last was employed with Mellon.

7 Q. Because I have been going under the assumption
8 that around 1999 until the time you left your title
9 was portfolio administrator.

10 A. I understand that thinking back and portfolio
11 administrating assistant. But I also recollect that
12 the officer, Greg Landis specifically, was called a
13 portfolio, I believe portfolio administrating officer.

14 But in the terms of this context, you're
15 talking about my position.

16 Q. Right.

17 A. And I agree, yes.

18 Q. With respect to Blozis 10, I believe it's your
19 testimony -- you're looking at Blozis 10 -- you don't
20 know whether you put in the 2's or not?

21 A. At this time I would say it looks consistent
22 with my handwriting, but I wouldn't attest to that
23 absolutely.

24 Q. And then I see that the 2's have a strike

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1 through them and next on the right-hand side of the
2 2's there's a line of 1's going down and then it looks
3 like the total has been struck out with another total
4 to the right of it.

5 Is that your striking out or do you know?

6 A. At this time I'm not sure if it is or if it was
7 Becker's, as I said, if this was my handwriting.

8 Q. So the normal process would be you would
9 complete information on the questionnaire, then hand
10 it to Becker for review?

11 A. I said before it was the assistant's
12 responsibility to prepare the paperwork by checking a
13 previous review, inserting numbers that the investment
14 officer may or may not comply with or change based on
15 the market fluctuations, based on the client's desire
16 to reallocate funds.

17 Q. Did you have any discussions with Mr. Becker
18 that he was not pleased with your handling of the
19 profile questionnaires?

20 A. Not that I recall at this specific time.

21 Q. At any point?

22 A. That's a broad question. Could you be more
23 specific?

24 Q. Well, at any point while you were employed at

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1 Mellon did you have any conversations with Mr. Becker
2 in which he stated that he was not happy with how you
3 were completing the asset allocation risk profile
4 questionnaires?

5 A. I recollect that as Bill was in a flux of
6 change from one position to another he was, he was
7 instructing me to ultimately do more for him so that
8 he could make the transition to another, to become a
9 team leader. My concern was that the duties were
10 going to encompass responsibilities for which the
11 liability was not, the liability was something that my
12 level of position should not have been responsible for
13 as described in my job description.

14 Q. Did you go back to him -- I understand your
15 answer. I just wanted to make sure that you actually
16 answer the question that I had asked relating to the
17 risk profile questionnaires, whether he had ever said
18 to you, and I'm paraphrasing just generally, Linda, I
19 don't like how you're doing the work on this; you put
20 in wrong numbers or --

21 A. I don't recall him ever saying wrong numbers.
22 My recollection is that from his advancement
23 aspirations he was hoping that I would take some of
24 the burden from him and from my aspect it was

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1 responsibilities that were not indigenous to my job
2 description.

3 Q. Was that in connection with the questionnaire
4 so that he wanted not to have to review it; he wanted
5 you to give it to him and it's going to be the final
6 product, so to speak?

7 A. To the best of my recollection, that's pretty
8 close to what my interpretation was of his attitude
9 and feelings.

10 Q. And you felt that in your position that he was
11 asking too much of you with respect to what your job
12 title was and you were concerned about certain
13 liability issues?

14 A. I was concerned about liability issues.

15 Q. And did you tell him that?

16 A. I don't specifically stating "Bill, I'm
17 concerned about liability issues."

18 I think there was an implied understanding
19 of concern about my feelings.

20 Q. That would have been because of the way you
21 discussed it with him?

22 A. As I recollect that to be the case, yes.

23 Q. Did he agree with you?

24 A. I don't understand did he agree with me.

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1 Q. Well, did he say when you were -- I guess as
2 you said, Ms. Blozis, you never said, "Bill, I'm
3 concerned about liability issues here," but probably
4 in the way you described it led him to believe that
5 that's what you were concerned about.

6 Did he say Linda, yeah, I know you got
7 these liability concerns, but they're really not real
8 or just do it? That's what I meant.

9 A. I don't recollect his agreement at this time.
10 He was on a career aspiration fast track.

11 Q. Do you know whether -- I guess this is 2002
12 time frame just looking at the date, December 2002.

13 Were there other project managers -- I'm
14 sorry -- portfolio administrators in the Philadelphia
15 office?

16 A. You mean portfolio administrative assistants in
17 the 2002?

18 Q. Yes.

19 A. Yes, there were.

20 Q. In sort of the team, the Delaware --

21 A. In all teams there were.

22 Q. Do you know whether Bill was asking them to
23 provide him with sort of what we have been terming as
24 sort of the final product with respect to the asset

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1 allocation risk profile questionnaires?

2 A. I have no absolute knowledge of that at this
3 time.

4 Q. You had mentioned the PORCH. I guess that's an
5 analysis?

6 A. To the best of my recollection, yes.

7 Q. Were you ever asked to put one of those
8 together?

9 A. I'm not an analyst. I was never an analyst.

10 Q. Were you ever asked to provide information
11 having to do with the PORCH?

12 A. My recollection is that the administrative
13 assistants would run a PORCH. You would key in
14 numbers on a client. You would get that information
15 produced to the best of my recollection or have them
16 sent from the department that produced those and you
17 would assemble that information for the investment
18 officers.

19 Q. Was there ever any conversation that you had
20 with, say, Mr. Becker or Mr. Landis or Mr. Gilmore
21 that you hadn't provided information in connection
22 with the PORCH?

23 A. Not to my recollection at this time.

24 Q. When you were reporting to Mr. Becker, did he

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1 ever complain that you had provided incorrect
2 information on single bond buy sheets?

3 A. I don't recall that at this time.

4 Q. You have heard of single bond buy sheets?

5 A. I'm not sure I recollect those.

6 (Blozis Deposition Exhibit No. 11 was
7 marked for identification.)

8 THE WITNESS: I've seen this exhibit.

9 BY MS. WILSON:

10 Q. Have you seen it before today?

11 A. I don't recall specifically if I have or have
12 not. I will admit that I recognize the name of the
13 client attached thereto.

14 Q. This is what I was referring to when I said
15 single bond buy sheets.

16 Would this be a sheet that you would put
17 together?

18 A. No.

19 Q. Would you run information concerning the
20 client?

21 A. To the best of my recollection, this would be a
22 sheet that would have been produced upon the
23 instruction of the investment officer or even his own,
24 by his own hand to, as I recollect, buy a bond for a

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1 particular client or account.

2 Q. So it's my understanding, Ms. Blozis, you would
3 not have anything to do with running the sheet or
4 obtaining the information?

5 A. The assistant may have been told or instructed
6 by the investment officer to put through or
7 initiate -- let me be succinct.

8 To input the data to purchase the bond.

9 It was never ultimately completed without the
10 investment officer approving it. And I'm looking at
11 the way it says order number added. An officer would
12 have, to the best of my remembrance an officer would
13 have had to okay this buy for this amount of money in
14 order to produce that number, that order number on the
15 lower left side.

16 Q. Do you remember having any discussions with
17 Mr. Becker concerning this particular single bond buy
18 sheet as it relates to it looks like a hospital
19 client?

20 A. Not to my knowledge at this time.

21 Q. I'm just looking at where it says par value
22 800,000, there's a circle and then a line and it looks
23 to be that he's saying it should be 400,000.

24 A. "Per attached" it says.

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1 Where is the attachment?

2 Q. Let me just ask you this question: Do you
3 remember having any conversations with him about the
4 par value being something other than 800,000?

5 A. In reference to this client?

6 Q. Yes.

7 A. I don't recollect.

8 Q. Do you remember having any discussions with
9 Mr. Becker about his, about not being attentive to
10 detail as it relates to the single bond buy sheets?

11 A. Not at this time, no, I don't.

12 Q. Do you remember having any conversations with
13 Mr. Becker, and it's more expansive than Blozis 11,
14 but do you remember having any discussions with
15 Mr. Becker about his view that you were not being
16 attentive to detail with respect to your work?

17 A. My only recollection is the December review, I
18 think. I'm not sure at this time.

19 Q. So you recall it coming up at the December
20 review, but prior to the review you don't remember?

21 A. That's correct.

22 Q. Prior to your review in December -- I guess
23 actually it was January 27, '03, right, your next
24 review?

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1 A. To the best of my memory.

2 Q. Prior to that review, we'll call it the '03
3 review, did Mr. Becker complain to you that he thought
4 you weren't following instructions as it related to
5 customer files?

6 A. To my recollection, Bill and I were having
7 fewer and fewer communications based on his transition
8 from the senior investment officer in Delaware to the
9 new team.

10 Q. But do you remember him raising that with you,
11 that issue, failure to follow instructions concerning
12 client files?

13 A. Specifically, no, I do not remember.

14 Q. Turn back to Blozis 10.

15 Do you recall getting any asset allocation
16 risk profile questionnaires back from Mr. Becker with
17 any comments on it?

18 A. Not at this time, no, I don't recall.

19 Q. You don't recall that.

20 Do you recall having any discussions with
21 him concerning the asset allocation risk profile
22 questionnaires in which he would say, for example,
23 Linda, you gave me this; I thought the code should
24 have been different or there was information on it

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1 that I thought was incorrect?

2 A. What's your question, please?

3 MS. WILSON: Can you please repeat it?

4 (The reporter read back the last

5 question.)

6 THE WITNESS: At this time, no, I don't
7 recall.8 (Blozis Deposition Exhibit No. 12 was
9 marked for identification.)

10 THE WITNESS: I've reviewed Exhibit 12.

11 BY MS. WILSON:

12 Q. Have you seen Exhibit 12 before today?

13 A. I have a recollection of an exchange between
14 Fredric Levine on a matter. I'm not sure I recollect
15 it was this account number.

16 That's my answer.

17 Q. All right. Do you remember having any
18 discussions with Mr. Becker about this particular
19 account?20 A. Discussions would imply face to face. As I
21 recollect, on December 9th Bill Becker was spending
22 more and more time in Philadelphia. Communications
23 were reduced to telephone calls or e-mails.

24 This appears to be a response e-mail from

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1 me printed from Bill Becker's PC where I state that
2 this is the first I've seen the notification and, if
3 memory serves, I believe I provided information about
4 correspondence with Fredric Levine, who was to my
5 recollection a mutual fund analyst, but I'm not sure
6 at this time if it was in reference to this account
7 number. It doesn't mention a name tied to that
8 account number.

9 Q. Do you remember seeing the handwritten portion
10 of Blozis 12 before today?

11 A. No, I do not recall seeing the handwritten. I
12 have no way of knowing at what time or what date those
13 instructions were written.

14 Q. Did you have any discussions with Mr. Becker
15 about this particular account overdraft and that's
16 referenced in Blozis 12 in which he stated that he
17 felt you were inattentive to detail and didn't follow
18 instructions?

19 A. No, I did not.

20 Q. Have you heard of an investment review sheet or
21 form?

22 A. That sounds familiar, yes.

23 Q. Did you have any responsibility of pulling
24 those forms?

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1 A. To my recollection, the investment review forms
2 was the original name of the automated review systems
3 or risk questionnaire forms.

4 Q. Was it similar to Blozis 10 when you say risk
5 questionnaires?

6 A. To the best of my memory, they were the
7 predecessor of those forms.

8 Q. Did you ever have any discussions with
9 Mr. Becker in which he felt that you had provided
10 incorrect information on the investment review forms?

11 A. Not at this time, no, I don't have a
12 recollection.

13 Q. When I say discussions, I'm meaning it more
14 broadly than face to face. I mean it in terms of a
15 telephone call, e-mail exchange, paper exchange.

16 A. I still feel your question is very broad. I
17 can't say specifically at this time that there were
18 discussions that Bill said I provided incorrect
19 information.

20 Q. Meaning you don't remember either way?

21 A. At this time I don't remember either way.

22 Q. Was there ever any discussions with Mr. Becker
23 and yourself concerning putting together a stale price
24 report?

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1 A. That sounds vaguely familiar, yes.

2 Q. Was there ever any discussions with Mr. Becker
3 about you not putting together the stale price report
4 on time?

5 A. I recall discussing or talking or communicating
6 with Bill somewhat about what I recollect to be a
7 stale pricing report.

8 Q. And what do you recall?

9 A. Not very much at this time.

10 Q. Do you recall whether he was upset or concerned
11 about not having it?

12 A. My recollections at this time was another
13 instance of a project that was forced on me because
14 either Bill Becker or Greg Landis or predecessor
15 investment officers did not complete a pricing report
16 that was becoming very stale dated and they looked to
17 Linda to put the blame. That's my recollection at
18 this time.

19 Q. And who had asked you to put it together?

20 A. I recall that initially it was Bill Becker and
21 then Greg Landis.

22 Q. The way that you characterized that piece of it
23 earlier sounded like it was your view that it should
24 have been done some time ago by other people, Becker,

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1 Landis or predecessor investment officers?

2 A. That's what I -- yes.

3 Q. I think you had said it was kind of dumped on
4 you or you felt it was dumped on you.

5 A. Yes.

6 Q. And why do you feel when you use -- I may be
7 paraphrasing, but it sounded like that's what you were
8 saying, that you just felt give it to Linda to do
9 because we haven't done it type of an approach.

10 A. To my recollection, that's what I recall that
11 happened with the stale pricing report.

12 Q. Did you at any point say, I shouldn't be doing
13 this or someone else should have done it some time
14 ago?

15 A. I recollect that I mentioned that in a
16 non-assertive way but distinct way to both of them,
17 but at the time did not protest vehemently because I
18 was concerned about my job.

19 Q. And you brought it up to Becker and Landis?

20 A. Yes. As I recollect, yes.

21 Q. And what did they say?

22 A. As I recall, they said it essentially was on my
23 shoulders now to do.

24 Q. Did you complete that project?

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1 A. To the best of my recall, I did not when I left
2 Mellon.

3 Q. Do you recall having any discussions with Bill
4 Becker concerning putting together books for a client
5 with the last name Fox?

6 A. We would have talked about preparations for
7 that particular client, family, yes.

8 Q. And was there any discussion that Becker felt
9 that you hadn't put together the books?

10 A. I don't recall at this time.

11 Q. Do you recall there being any discussion about
12 your performance on the Fox account?

13 A. To my recollection, Bill was working out of the
14 Philadelphia office. The Philadelphia office had
15 superior facilities to obtain information on high-end
16 clients.

17 I recollect he was working with a young
18 lady of Oriental extraction. I don't recall her name.

19 Jin Song was her name and she would
20 produce a lot of that information for Bill or compile
21 for Bill while he was in Philadelphia.

22 Q. Do you recall any discussion that you were
23 supposed to be compiling information or putting
24 together books that you hadn't completed, hadn't done?

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1 A. Discussion? I don't recall specific -- in
2 trying to recollect those last months when Bill was in
3 a state of flux, it was not always made clear what
4 files or accounts he was working on, which ones would
5 be taken over in the transition period by Brendan
6 Gilmore and essentially who was doing what job. If a
7 booklet was sent to me to assemble, I assembled the
8 booklet.

9 Q. So based on your recollection, Ms. Blozis,
10 there was not an issue concerning the assemblage of
11 books for the Fox account?

12 A. Not to the regard that it jeopardized the
13 client's status that I can recall at this time.

14 Q. Not going to the extent that it jeopardized the
15 client's status, but was there ever any communication
16 or discussion that books hadn't been put together for
17 the Fox account?

18 A. I believe towards the last months of my employ
19 that Bill while he was still in a somewhat supervisory
20 position he was becoming critical of my assemblage of
21 client review booklets, unfoundedly, unfoundedly.

22 Q. And you believe Fox was one of them?

23 A. It could have been, yes.

24 Q. When you say, "unfoundedly," why do you say it

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1 was unfounded?

2 A. As I previously stated, he was in a state of
3 flux between wrapping up or what would appear to be
4 wrapping up his involvement with accounts that were
5 part of our team and then moving on to his position as
6 a team leader and he was more and more frequently
7 working in Philadelphia with better facilities to his
8 avail and it wasn't always made perfectly clear where
9 responsibilities began and ended as far as assistance
10 was concerned.

11 Q. So to paraphrase, you felt that because he was
12 in a state of flux that it wasn't always clear what
13 you should be doing and what he wanted you to do for
14 particular accounts?

15 A. My recollection is yes, that it wasn't always
16 clear.

17 Q. Did you ever say that to Bill?

18 A. I recollect I did.

19 Q. And what did he say?

20 A. I don't recall specifically what he answered,
21 but I don't seem to recall getting a defined
22 definition of where the duties began and ended with
23 the Delaware support team.

24 Q. During the period that you reported to Bill

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1 Becker, did he ever raise any issues with respect to
2 your performance on the Lickle, L-i-c-k-l-e, account?

3 A. Let me think about that name.

4 I don't recall a specific.

5 Q. You don't recall the Lickle account?

6 A. I recall the Lickle name. I don't recall
7 specific discussions or criticisms from Bill.

8 Q. Do you recall any criticisms on Lickle by
9 Landis or Gilmore?

10 A. No, not specifically.

11 Q. Before we took our break and maybe afterwards
12 we had gone through the reasons why you felt that
13 Gilmore had acted in a way that was discriminatory
14 because of age and gender and you gave me a list of
15 reasons.

16 Do you recall that?

17 A. Repeat your question. Before or after the
18 break we --

19 Q. During the course of your testimony today you
20 had given a list of reasons why you thought Gilmore
21 had acted in a way that was discriminatory because of
22 your age and your gender.

23 A. I recall us talking about that.

24 Q. I want to ask you the same question having to

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1 do with Becker.

2 First of all, let me ask you do you feel
3 that Bill Becker acted in a way that was
4 discriminatory towards you because of your age?

5 A. Yes.

6 Q. And because of your gender?

7 A. Yes.

8 Q. Let's start with age.

9 Can you give me the reasons why you feel
10 that Bill Becker was acting discriminatory against you
11 because of your age?

12 A. I can't give you specific reasons at this time.
13 I can only state that from my recollection when I
14 first worked for Bill in the early months and years he
15 seemed to be very satisfied with my employment and my
16 performance and especially after Kathleen Agne's
17 dismissal I felt that they were very appreciative of
18 all of the extra effort I was putting forth because I
19 was doing double duty. And it evolved to a point
20 where I didn't understand Bill's change in attitude
21 and criticism of my work.

22 And all I could determine was that he
23 became a pawn for Brendan Gilmore's plan to dismiss
24 the last surviving, to quote his own word, the

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1 survivor of the original team. So I could only
2 conclude that it was discrimination against me as far
3 as age and gender.

4 Q. With respect to Becker, did you ever hear him
5 make any comments that you considered to be
6 anti-older-worker related?

7 A. I don't recall at this time.

8 Q. What about anti-woman comments?

9 A. Towards?

10 Q. Towards you or anyone else.

11 A. Not towards me at this time, but there might
12 have been instances when comments were made about
13 older women in the Philadelphia office.

14 Q. By Bill?

15 A. As I recollect, perhaps, yes.

16 Q. What do you remember?

17 A. Nothing specific at this time.

18 Q. Were those comments that you overheard or
19 comments that people told you about?

20 A. I'm not sure at this time if they were either.

21 Q. You're not sure what they were in terms of
22 older women in Philadelphia?

23 A. I'm not sure.

24 Q. Do you remember whether he used the words older

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1 women?

2 A. I don't believe he -- I don't recollect him
3 using older women, but if a name was mentioned
4 everyone was aware of that person's age or status
5 within the company as far as years in.

6 Q. But you don't remember specifically what it
7 was?

8 A. Not at this time.

9 Q. Do you remember the time?

10 A. Meaning time of day, time of year?

11 Q. The time frame in which -- I understand you
12 said you don't remember.

13 A. Not specifically, no.

14 Q. I didn't ask you about Gilmore. Did you ever
15 hear him make any anti-women comments?

16 A. At this time I don't recollect.

17 Q. Do you feel that Becker started to be more
18 critical of your job performance when he was trying to
19 move on to get his own team?

20 A. Yes.

21 Q. Did you ever hear Becker and Gilmore have any
22 discussions about getting rid of the older employees?

23 A. No.

24 Q. Or getting rid of you?

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1 A. Did I hear, overhear discussions?

2 Q. Yes.

3 A. I can't say at this time that I heard specific
4 discussions, no.

5 Q. I know we haven't talked about the period of
6 time that you started working with Landis, but while
7 we're on it I want to sort of finish this out.

8 With respect to Greg Landis, are you
9 claiming that Greg Landis acted in a way that was
10 discriminatory towards you because of your age or
11 gender?

12 A. I recollect that Greg was also acting on behalf
13 of Brendan Gilmore to subsequently get me dismissed.

14 Q. When you say that, is that similar to what you
15 were saying with Bill and that you felt that Greg like
16 Bill was acting as a pawn for Gilmore?

17 A. Yes.

18 Q. And you felt that was because of your age?

19 A. Yes.

20 Q. And because of your gender?

21 A. Yes.

22 Q. Did Greg Landis ever make any comments that you
23 felt to be anti-age comments, either to you or to
24 others?

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1 A. I don't recall at this time.

2 Q. What about anti-women comments to you or to
3 others?

4 A. I don't recall at this time.

5 Q. And did you ever hear any discussions between
6 Greg or Becker or Gilmore in which they were talking
7 about getting you out of the company?

8 A. I didn't hear specific discussions. They would
9 meet frequently behind closed doors.

10 Q. And because they were behind closed doors, you
11 don't know what they were talking about, correct?

12 A. Correct.

13 Q. Now, I've asked you about Becker, Gilmore and
14 Landis as it relates to age discrimination and sex
15 discrimination, sex or gender discrimination.

16 Were there others at Mellon that you're
17 claiming also engaged in age discrimination and sex
18 discrimination against you?

19 A. Specifically, I don't recall naming others than
20 Gilmore, Becker or Landis at this time.

21 Q. Is it those three?

22 A. Mm-hmm.

23 Q. Now, with respect to your employment,
24 Ms. Blozis, did you ever keep a diary of events?

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1 A. A diary?

2 Q. Right. In terms of a day, you write in today
3 met with Gilmore?

4 A. For what purpose?

5 Q. Any purpose. Some people keep diaries or
6 Day-Timers of things that happened every day on the
7 job.

8 A. My recollection is that if we discussed client
9 situations that notations might have been put in a
10 file or ticklers created as I recall to bring up
11 discussions or topics necessary for the client.

12 Q. So it would be client-related information that
13 you would be memorializing?

14 A. I wouldn't say memorializing. I would say
15 documenting or...

16 Q. I was thinking more in terms of some people --
17 for example, looking at Blozis 4, you made a little
18 note at the bottom that you spoke to Rosemary on a
19 particular day. Some people instead of putting it on
20 the bottom of something will put it in an actual
21 calendar or a Day-Timer of that nature.

22 Did you keep one of those while you were
23 employed?

24 A. I didn't keep a specific diary.

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1 MR. LaROSA: It's now 6:00 o'clock. Are
2 we anywhere close to being on damages and mitigation?

3 MS. WILSON: You know, we're very close
4 because this is the '03 performance, so I wanted to go
5 over that. And then there's the final written warning
6 that came a couple of months later and then there's
7 the termination that came months after that and then
8 we're onto mitigation.

9 MR. LaROSA: Okay. So how much longer do
10 you think you have on liability?

11 MS. WILSON: If we're closing up in an
12 hour, I'm not going to finish liability.

13 MR. LaROSA: You're saying you have more
14 than an hour on liability?

15 MS. WILSON: Yes.

16 MR. LaROSA: Well, I don't think this
17 deposition has been conducted in a very efficient
18 manner. The documents were not premarked and sent to
19 us for our review, so we have taken up a lot of time
20 with that.

21 We have taken an hour and 12 minutes in
22 breaks from the eight-hour day, so we have almost gone
23 the seven hours now and only got into twelve exhibits
24 and you're telling me there's still over an hour on

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1 liability, plus damages, plus mitigation, plus the
2 documents that have not been produced at this point.

3 I think what we should do is take a short
4 break here because you have gone for over an hour and
5 a half now and see what we can get through till 7:00
6 o'clock and then we will adjourn for the day.

7 MS. WILSON: All right. I just want to
8 put something on the record as well.

9 Obviously, I disagree with Mr. LaRosa's
10 characterization that the deposition hasn't been
11 conducted efficiently and we will leave it to the
12 judge to read the transcript and make that
13 determination.

14 As far as having premarked exhibits to
15 show to you in advance, there's no obligation in the
16 rules or elsewhere for that to occur. I have had the
17 exhibits ready with copies to give to you, Ms. Blozis
18 and copies have already been made and handed out. So
19 I feel that that's been done very efficiently. In
20 terms of marking the exhibits, it's probably been less
21 than a minute with respect to getting those marked and
22 turned over for review and testimony on it. So I
23 would object to that characterization and leave it to
24 the judge to read the transcript and make her own

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1 determination.

2 MR. LaROSA: Okay. You're correct,
3 there's no obligation to premark the exhibits. The
4 obligation is to conduct the deposition in seven hours
5 and no further than seven hours without court
6 approval.

7 MS. WILSON: And we have had that
8 conversation, I believe it was yesterday, with the
9 judge and she made a ruling on that. And as I
10 understand it, if we can't work out our differences
11 with respect to it, then she has told us to go back to
12 her and make our arguments to her and she will make a
13 decision on it.

14 MR. LaROSA: Right. And she hasn't made a
15 ruling authorizing a longer-than-seven-hour
16 deposition. So we're agreeing for the purpose of the
17 day to go to 7:00 after we take a short break here,
18 but I think then we may have to be going back to the
19 judge.

20 MS. WILSON: Right. Whether we do it --
21 hopefully we can work it out. If we don't, we will go
22 back to where she left it open in terms of let's see
23 how it goes on the first day and then she will make a
24 determination subsequently if we can't agree. It

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1 sounds like we're not going to be able to agree, so I
2 will be happy to go back to the judge.

3 I would be happy for her to read this
4 transcript because I feel like I've been flying
5 actually.

6 MR. LaROSA: Okay.

7 (A brief recess was taken.)

8 MS. WILSON: Mark this please.

9 (Blozis Deposition Exhibit No. 13 was
10 marked for identification.)

11 THE WITNESS: I've looked over these
12 pages.

13 BY MS. WILSON:

14 Q. Before we talk about Blozis 13, going back to
15 your testimony concerning Gilmore, Becker, Landis in
16 which you gave examples of why you felt their conduct
17 or comments were indicative of age discrimination and
18 gender discrimination, with the exception of Gilmore,
19 because I remember there's an incident that you went
20 to Rosemary about on May 1st of '03, did you go to HR
21 about any of the instances where you felt that Becker
22 or Landis was acting discriminatory?

23 A. Not that I recall.

24 Q. Let's look at Blozis 13.

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1 A. Yes.

2 Q. And have you seen Blozis 13 before today?

3 A. Yes.

4 Q. And Blozis 13 also includes the typewritten
5 response by you which is at the end that's a two-page
6 document?

7 A. I see that and I see my signature on the page,
8 the second page.

9 Q. And did you type that up?

10 A. My recollection is that I did that, yes.

11 Q. And it's entitled Response to Manager Review
12 dated 1/27/03 which is looking at the first page of
13 Blozis 13 where it says Date of Final Assessment
14 1/27/03?

15 A. Yes.

16 Q. That's what you were responding to?

17 A. Yes.

18 Q. Before, Ms. Blozis, you had gone through in
19 general terms how these performance management forms
20 are completed.

21 Do you recall that testimony early today?

22 A. Yes.

23 Q. And to your recollection was Blozis 13 done in
24 the same manner?

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1 A. To my recollection, yes.

2 Q. And in terms of the person giving you the
3 review, it was Becker, Bill Becker?

4 A. It indicates that -- I'm looking for Bill's
5 signature on it.

6 Q. It's the third page from the end.

7 A. Yes. I see Bill's signature.

8 Q. Bill's signature with the 1-31-03 date and your
9 signature above it with the 2-11-03 date?

10 A. Yes.

11 Q. Would you have sat down on 2-11-03 to discuss
12 it with --

13 A. Sat down to discuss it?

14 Q. Yes.

15 A. I don't recall at this time because Bill, as I
16 said, was in transition and to my recollection I don't
17 know if we did this via phone or in person. I don't
18 recall at this time.

19 Q. All right. Whether it was by phone or in
20 person, do you think you had Blozis 13 in front of you
21 when you were having your phone or in-person
22 discussion?

23 A. I'm not sure at this time.

24 Q. Now, with respect to looking at the third page

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1 in under section IV, Summary and Final Performance

2 Rating.

3 A. Yes.

4 Q. There you received a needs improvement? The
5 third page from the back.

6 A. You seem to be looking at something -- are you
7 looking at a page that has Bill's and my signature on
8 it?

9 Q. Yes. And up at the top there's a box, section
10 IV.

11 A. I see that it says needs improvement.

12 Q. And that's checked off and then action needed
13 checked off? It's right underneath.

14 A. Yes. I see that.

15 Q. Did you have discussions with Mr. Becker about
16 your needs improvement rating?

17 A. I listened to Bill criticize my work.

18 Q. What do you recall him saying?

19 A. I don't recall specifically at this time.

20 Looking at the review, it probably was what's
21 paraphrased in the paragraph at the middle of the page
22 where he and I signed.

23 Q. Okay. Now, looking at the middle box where
24 there's information on it says, "Manager's Comments

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1 for Assessment Period - required if 'Action Needed'
2 was selected on final performance rating" and then in
3 that box there's typewritten information.

4 A. That I see.

5 Q. Do you see that, where I am?

6 A. Yes.

7 Q. If you would take a moment to review that
8 typewritten information, please.

9 A. (Reviewing document) This information contains
10 a name of a client that you previously --

11 Q. I see that.

12 MS. WILSON: Mr. LaRosa, if you don't mind
13 for purposes of that review, if we could black out
14 Naomi's name.

15 MR. LaROSA: Okay.

16 MS. WILSON: Thank you.

17 THE WITNESS: I have read this item in the
18 box.

19 BY MS. WILSON:

20 Q. And with respect to the information in the box,
21 did you and Mr. Becker go over that information?

22 A. I don't recall specifically if he read that out
23 loud to me. I recollect that we discussed these
24 items.

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1 Q. And during your discussion with him, be it on
2 the phone or in person, did you express disagreement
3 with his assessment of the information that's
4 contained in the manager's comments?

5 A. I recollect that I did. And it seems to be
6 substantiated by my two-page response attached
7 thereto.

8 Q. So with respect to your two-page response, just
9 looking at the back, the second page of your two-page
10 response, it's dated February 11, '03. Is that when
11 you submitted it you believe?

12 A. I recollect, yes.

13 Q. And did you submit it to Becker?

14 A. I can't specifically say at this time. He was
15 in a state of flux. I don't know if those notes were
16 passed to Greg Landis or they were Fed Ex'd to Bill
17 Becker. I'm not sure at this time.

18 Q. I'm just looking at your two-page response and,
19 again, there's the reference to the customer name on
20 it looks like the last paragraph of your first page,
21 if we could black that out as well.

22 Do you remember having any conversations
23 with Mr. Becker or Mr. Landis about your response?

24 A. Not specifically, other than producing it,

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1 signing it and securing it hopefully to my review.

2 Q. Now, looking back at the manager's comments
3 that's in that box, it appears that there's some
4 action items that are identified there towards the
5 bottom; five lines up from the bottom, "Linda should
6 identify all outstanding projects."

7 A. I see what you're referring to.

8 Q. Did you do that?

9 A. I don't recall what he's saying, what he means
10 by the outstanding projects specifically.

11 Q. Do you remember putting together any
12 information about things that needed to be done or
13 assignments that are to be done and then saying when
14 they were expected or when you expected to get it
15 done?

16 A. I recollect that I could have. I'm not sure at
17 this time.

18 Q. You're not sure whether you did that at this
19 time?

20 A. I have a vague recollection that there might
21 have been a list of some things and I do recall Greg
22 saying we're moving along with them.

23 Q. You think that was in relationship --

24 A. No. With the completion of some things. I do

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1 have a recollection of Greg saying after Bill was
2 finally gone from our team that as work was being
3 piled on and I was trying to complete things that I
4 recollect Greg saying we were getting things done.

5 Q. Do you know whether you had submitted the
6 outstanding projects list, for lack of a better way to
7 describe it, to Greg?

8 A. I don't know if I would say I submitted it. I
9 don't exactly recollect, but to the best of my memory
10 I think there might have been a list that he and I
11 compiled together. I'm not sure at this time.

12 Q. You and Greg?

13 A. Yes, Greg Landis.

14 Q. Do you remember compiling a list with Becker?

15 A. No, I don't recall that.

16 Q. Did you have any discussions with him, "him"
17 being Becker, that if a deadline was missed that
18 further corrective action will follow?

19 A. It's stated in here, but I don't recall Bill
20 verbalizing that to me.

21 Q. Do you remember Bill verbalizing to you that
22 there would be a zero tolerance standard for lack of
23 timely completion?

24 A. Not verbalizing, no.

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1 Q. But as you were reviewing your review, you saw
2 that in there?

3 A. I would have had read, I would have had to have
4 read the review in order to sign off on it.

5 Q. Did you ever object to having a zero tolerance
6 standard for lack of timely completion of projects?

7 A. Object to whom?

8 Q. Object to HR, to Becker, to Landis, Gilmore.

9 A. I don't recall a specific objection being made
10 other than my response.

11 Q. Your objection is it fair to say was in your
12 response?

13 A. I think it's specifically stated at my last
14 sentence, "I therefore disagree with these review
15 criticisms both in tone and substance."

16 Q. Do you think your January 27th, '03 review,
17 that was for '02 performance?

18 A. I'm not sure. I'm looking at the front of it
19 and it says date of prior assessment was February '02,
20 so I'm not sure exactly what time frame this
21 encompasses.

22 Q. You're not sure sitting here today?

23 A. I'm not sure sitting here today.

24 Q. Now, with respect to Blozis 13 which is the

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1 January 27, '03 assessment, did you feel that this was
2 an example of age or sex discrimination?

3 A. I'd have to say in a roundabout way, yes. I
4 think it was part of the greater plan to force me out
5 of the company.

6 Q. And the greater plan going back to what you had
7 testified before in terms of getting the older workers
8 out?

9 A. Yes.

10 Q. What about gender?

11 A. I would have to say that I believe that it
12 applied to gender too.

13 Q. Do you think there was a plan of getting women
14 out?

15 A. I think there was a plan to get me out.

16 Q. Now, based on your testimony, Mrs. Blozis, it
17 appears that shortly after this January 27, '03 review
18 that Becker transitioned onto Philadelphia and then
19 you were reporting to Landis?

20 A. Yes.

21 Q. Did you have any other, after Becker
22 transitioned to Philadelphia did you have any other
23 reporting responsibilities to him?

24 A. Not that I recollect at this time.

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1 Q. So it was Landis from then on?

2 A. (The witness nodded.)

3 Q. Is that right?

4 A. As I recollect, it was Landis. But I remember
5 a specific time where I wasn't sure who was going to
6 do my next review.7 Q. In terms of whether it would be Becker or
8 Landis?9 A. In terms of whether it was left up to Greg at
10 that point in time.11 Q. When you say your next review, when was that
12 coming around?13 A. I have no specific recollection of when that
14 was scheduled.

15 Q. Was it done on a yearly basis?

16 A. In Mellon it was typically to be done, but that
17 was not always the case as I recall.18 Q. Sometimes it wouldn't be done on an annual
19 basis?

20 A. It might stretch longer than twelve months.

21 Q. And did you ask anybody who would be doing your
22 next review?23 A. I recall an incident of being in Greg's office
24 asking him if it were to be he to do the next review

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1 and I don't recollect if he was sure at that time
2 himself.

3 Q. Now, around I guess say the February '03 time
4 frame would it be fair to say that's when you started
5 reporting to Greg?

6 A. As I recall, yes.

7 Q. Now, did Greg have -- let me just change this
8 so I can give you some dates here.

9 I believe you received your final written
10 warning for performance that's dated May 19, 2003?

11 A. I'm not sure of the exact date, but...

12 Q. Let's get it.

13 (Blozis Deposition Exhibit No. 14 was
14 marked for identification.)

15 THE WITNESS: I have Blozis 14 in hand.
16 BY MS. WILSON:

17 Q. If you would take a look at it, please.

18 A. (Reviewing document) I've read it.

19 Q. Now, it has a May 19, '03 date on it up at the
20 upper left-hand side?

21 A. Yes.

22 Q. And then down at the bottom under copy
23 received, is that your signature?

24 A. Yes.

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1 Q. And that's your signature?

2 A. It looks like my signature.

3 Q. And then May 19, '03 written down, I mean by
4 your signature?

5 A. Yes.

6 Q. Do you think that's your handwriting as well?

7 A. Yes, I do. I would have to say I do.

8 Q. Between, say, February of '03 and May 19th of
9 '03, did Mr. Landis ever express to you any concerns
10 or dissatisfaction that he had with your work?

11 A. I don't remember specifically at this time.

12 Q. When you say you don't remember specifically at
13 this time, are you saying that he could have and you
14 don't remember or he didn't do it?

15 A. I'm only recollecting the sheet that I
16 previously stated of projects to be completed and my
17 recollection is that we were checking those off as
18 completed to prompt Greg to say we're getting things
19 done.

20 Q. Do you remember the date of that sheet?

21 A. No, I don't remember the date that it was
22 produced.

23 Q. Did he ever say that there were things that
24 weren't checked off that he wanted to have completed?

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1 A. I don't recall at this time.

2 Q. What about Gilmore, did Gilmore during the
3 period between February of '03 and May 19th of '03
4 express any dissatisfaction with your work?

5 A. Between -- I'm sorry. The dates?

6 Q. February of '03 and May 19th of '03.

7 A. That would have included the infamous April
8 date.

9 Q. That's right.

10 A. And that's the only time I recollect that
11 Brendan Gilmore was critical to the extent of
12 unprofessionalism and ungentlemanly conduct.

13 Q. Did you have any conversations prior to receipt
14 of Blozis 14 with anyone that it was coming?

15 A. I don't understand.

16 Q. Well, did someone say, you know, prior to you
17 actually receiving Blozis 14 did anyone say, for
18 example, Linda, we're not seeing improvement; we're
19 going to be issuing you a final written warning for
20 performance?

21 A. I don't believe anybody said anything. There
22 was a reference to it in the review.

23 Q. Other than the reference in the review?

24 A. I don't recall anybody specifically saying that

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1 a final written warning was coming.

2 Q. Did Mr. Landis ever express any concern to you
3 that the Fox booklets hadn't been done?

4 A. I don't recollect at this time that he did.

5 Q. Do you recollect whether prior to May 19, '03
6 whether the Fox booklets had been done?

7 A. My only recollection is -- and you're referring
8 to a client also.

9 Q. Yes. I'm not using the full name.

10 A. My only recollection is that the Gilmore
11 episode in April was referring to a client booklet
12 that I believe pertained, that I recollect pertained
13 to the Fox account and being done all I can determine
14 is that short of binding the information together.

15 Q. Between the February '03 time frame and May
16 19th, '03 time frame, did Landis or Gilmore ever
17 complain to you about your work having to do with the
18 Lickle account?

19 A. I don't recall that at this time.

20 (Blozis Deposition Exhibit No. 15 was
21 marked for identification.)

22 BY MS. WILSON:

23 Q. Look at what's been marked as Blozis 15,
24 please.

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1 A. Yes, I have.

2 Q. And have you seen Blozis 15 before today?

3 A. This specific sheet? I recognize the
4 similarity of a combined equity diversification for
5 individual accounts. The numbers of these accounts I
6 can't specifically say I recall. My only hint is what
7 appears to be Greg's notation on the side and when
8 that was written I'm not sure, even though it's dated.

9 These names sound familiar.

10 Q. Now, with respect to the handwritten notation
11 on the side, do you recall seeing Blozis 15 with the
12 handwritten notation on the side?

13 A. No, I do not recall that.

14 Q. With respect to the combined equity
15 diversification for individuals, is that a form that
16 you would put together as a portfolio administrator?

17 A. It would have been a part of a portfolio
18 booklet presentation to the clients.

19 Q. Would that be something that you would put
20 together?

21 A. It would be part of some of the work that I was
22 responsible for.

23 Q. And with respect to the information on the form
24 such as looking down on the left-hand side producer

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1 goods and I guess that's services?

2 A. Yes.

3 Q. And there's a number 25.03?

4 A. Yes.

5 Q. What does that refer to?

6 A. To the best of my recollection, it was a
7 breakout of the performance of the account against,
8 measured against, if I recollect correctly, the
9 Standard & Poor's. It's the portfolios in the dark
10 and the Standard and Poor's indices is the unshaded
11 part.

12 Q. And with respect to the information, I see that
13 the dark represents portfolio and then the light
14 Standard & Poor's and so the information would relate
15 to whatever that bar coding is?

16 A. It would be the percentage.

17 Q. And do you recall having any discussions with
18 Landis about incorrect information on the
19 diversification form?

20 A. No. And I don't understand this handwriting
21 because it says, "25.03 but appears to be 6 percent"
22 and I don't know if Greg wrote this what he exactly
23 refers to. It seems inconsistent.

24 Q. When you're saying the reference to the 6

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1 percent, you're not sure where that's coming from?

2 A. No, I'm not sure where that's coming from.

3 Q. You don't recall having any specific
4 conversation with him concerning this particular form?

5 A. I don't recall that. The form does not look
6 incorrect to me at this time.

7 Q. Do you recall having any conversations with
8 Landis about incorrect information contained on the
9 combined equity diversification for individual forms
10 that you prepared?

11 A. No, I do not.

12 (Blozis Deposition Exhibit No. 16 was
13 marked for identification.)

14 THE WITNESS: I see Exhibit 16.

15 BY MS. WILSON:

16 Q. Have you seen Exhibit 16 before today?

17 A. I can't say at this time.

18 Q. It's the top says Investment Review?

19 A. Yes.

20 Q. Is that a document that you would run in your
21 capacity as portfolio administrator?

22 A. It would have been a type of document, yes.

23 Q. Do you remember having any discussions with
24 Greg Landis concerning this Blozis 16?

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1 A. No, I do not recollect.

2 Q. Do you remember having any discussions in
3 general with Greg Landis about inaccurate or
4 incomplete information being placed on the investment
5 review forms in general?

6 A. Inaccurate or?

7 Q. Incomplete.

8 A. Incomplete? No. My recollection is that these
9 were produced with the data that was supplied.
10 Oftentimes the officers would say that they in a
11 particular instance in a client presentation would
12 want additional or less information provided than
13 maybe a previous presentation done.

14 Q. Did Landis ever tell you that he preferred to
15 have more information provided in his presentations?

16 A. I don't recollect specifically. He could have.

17 Q. Now, going to Blozis 14, which is your final
18 written warning.

19 A. Yes.

20 Q. Did someone give it to you?

21 A. To the best of my recollection, I think it was
22 handed to me by Greg Landis even though it was signed
23 by Brendan Gilmore.

24 Q. Right. Did you have any discussions with Greg

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1 Landis about Blozis 14?

2 A. I don't recall talking to Greg about it after
3 it was handed to me.

4 Q. When he handed it to you did you read it at
5 that point?

6 A. I recollect that I read it.

7 Q. Did he call you into his office?

8 A. I don't remember him -- I don't remember being
9 called into his office.

10 Q. So you remember him handing it to you and then
11 you read what he had handed to you?

12 A. To the best of my memory, I was sitting at my
13 cubicle and he handed it to me and I read it and he
14 walked away.

15 Q. When you read it, did you have any follow-up
16 discussions with Greg Landis about it?

17 A. Not that I recall.

18 Q. And did you have any discussions with Brendan
19 Gilmore about it?

20 A. Not that I recall.

21 Q. Now, looking at the substance of Blozis 14 in
22 which there's a couple of bullet points that are
23 highlighted?

24 A. Yes.

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1 Q. Did you feel that those items were accurate?

2 A. I don't recollect that I felt that they were.

3 I felt that it was already predetermined that they

4 were going to get rid of me.

5 Q. And when you say that it was already
6 predetermined that they were going to get rid of you,
7 that was Gilmore and Becker and Landis?

8 A. Bill Becker was no longer a direct supervisor.
9 I thought it remained the responsibility or it was
10 under Gilmore and Landis.

11 Q. And is it fair to say that when you read Blozis
12 14 that I asked you about the three bulleted point
13 items but in general you disagreed with the assessment
14 of your performance?

15 A. Yes, I did.

16 Q. Did you write a rebuttal to it?

17 A. I don't recall.

18 Q. Did you have any conversations with HR,
19 Rosemary Thomas or anyone in HR about Blozis 14?

20 A. I don't recall at this time other than the
21 conversation of my complaint against Brendan Gilmore.

22 Q. Now, I think that in your complaint you allege
23 that you received Blozis 14 because you complained
24 about Brendan Gilmore. Is that your belief?

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1 A. I recollect that's the time frame.

2 Q. And the basis for your belief that Blozis 14
3 was given to you because you complained is what?

4 A. I'm sorry. I didn't hear the end of your
5 sentence, your question.

6 Q. Let me change it and make it a better question,
7 if I can.

8 Why do you think that, why do you think
9 that you were given Blozis 14 because you complained
10 about Gilmore?

11 A. I don't know why Gilmore would have pushed it
12 to that limit.

13 Q. With respect to giving you the final written
14 warning?

15 A. Yes.

16 Q. My question still was unclear.

17 As I recall your complaint, you alleged
18 that you were placed on final written warning for
19 performance out of retaliation for having complained
20 about Brendan Gilmore to Rosemary. Is that accurate?

21 A. Yes.

22 Q. And my question is: Why do you feel it was
23 retaliatory conduct?

24 A. I'm not sure at this time other than I believe

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1 Brendan Gilmore may have been grossly offended by my
2 complaint to HR and expedited his dismissal of me for
3 that reason.

4 Q. Why do you feel he was grossly offended by it?

5 A. Because of his arrogant, unprofessional
6 demeanor that was displayed in the past and at that
7 meeting.

8 MS. WILSON: It's 7:00.

9 MR. LaROSA: Are we finished with this
10 exhibit?

11 MS. WILSON: We are.

12 MR. LaROSA: So why don't we adjourn for
13 the day?

14 (Deposition adjourned at 7:00 p.m.)

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